

1 SHEILA POLK, COUNTY ATTORNEY
2 JEFFREY G. PAUPORE, SBN 007769
3 STEVE A. YOUNG, SBN016838
4 Deputy County Attorney
5 YCAO@co.yavapai.az.us
6 Attorneys for STATE OF ARIZONA

2012 FEB 13 PM 4: 07

BY: V REISINGER

7 **IN THE SUPERIOR COURT OF STATE OF ARIZONA**

8 **IN AND FOR THE COUNTY OF YAVAPAI**

9 **STATE OF ARIZONA,**

10 **Plaintiff,**

11 **v.**

12 **STEVEN CARROLL DEMOCKER,**

13 **Defendant.**

Cause No. P1300CR201001325

Division 1

**MOTION IN LIMINE FOR HEARING
ON ADMISSIBILITY OF RECORDS BY
CUSTODIAN OF RECORDS**

14 The State of Arizona, by and through Sheila Sullivan Polk, Yavapai County Attorney and
15 her deputy undersigned, hereby moves this Court for a hearing to determine the admissibility of
16 several records by custodian of records ("COR"). The parties have not been able to stipulate pre-
17 trial on the foundation necessary to admit these records at trial.

18 The State has 23 COR'S noticed for trial. The sole purpose of these witnesses is to
19 establish foundation on business records for the State's case in chief. The State is attempting to
20 admit the several business records pre-trial in order to expedite matters in its case in chief.

21 The COR'S for foundation of business records are:

- 22
- 23 1. Safeway Store- video of James Knapp, Carol Kennedy on July 2, 2008 and purchase
 - 24 receipts;
 - 25
 - 26 2. National City Bank records;

Office of the Yavapai County Attorney

255 E. Gurley Street, Suite 300

Prescott, AZ 86301

Phone: (928) 771-3344 Facsimile: (928) 771-3110

3. Pittsford Bank records for John and Janice DeMocker;
4. M & I Bank records;
5. Chase Bank records
6. UBS business records;
7. MBNA credit card records;
8. National Bank of Arizona;
9. Nevada Bob business records (purchase of Calloway Golf Club)
10. Prescott Frontier Rodeo attendance records for July 2, 2008;
11. American Express records;
12. Prescott Youth Hockey Association practice schedule in July, 2008;
13. Provident Bank records;
14. Hartford Insurance Company business records;
15. Barclay credit card records;
16. Hasting's Book and Video business record on July 2, 2008;
17. Yavapai County Jail for recorded jail calls (tentative);
18. Amazon (book purchases);
19. Bank of America;
20. Sprint cell phone records;
21. Verizon cell phone records;
22. Qwest cell phone records;
23. Wal-Mart Stores (go phone receipt);
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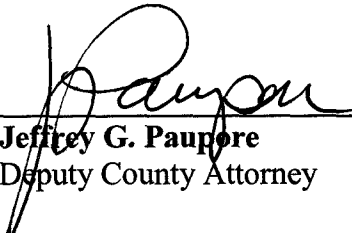
Prescott, AZ 86301

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1 The State estimates it will take a hearing lasting at least one day to accomplish the
2 testimony necessary to establish foundation for the above referenced business records.

3
4 **RESPECTFULLY SUBMITTED** this 13th day of February, 2012.

5
6 **Sheila Sullivan Polk**
YAVAPAI COUNTY ATTORNEY

7
8 By: 
9 **Jeffrey G. Paupore**
Deputy County Attorney

10 **COPY** of the foregoing **Emailed** this
11 13th day of February, 2012, to:

12 Honorable Gary Donahoe
13 Division 1
14 Yavapai County Superior Court
Via email to: gdonahoe@courts.az.gov

15 Division 1
Via email to Cheryl Wagster: cWagster@courts.az.gov

16 Craig Williams
17 Attorney for Defendant
18 P.O Box 26692
19 Prescott Valley, AZ 86312
Via email to craigwilliamslaw@gmail.com

20 Greg Parzych
21 Co-counsel for Defendant
22 2340 W. Ray Rd., Suite #1
Chandler, AZ 85224
Via email to: gparzlaw@aol.com

23 Daniela De La Torre
24 Attorney for victim
25 Charlotte DeMocker
26 245 West Roosevelt, Suite A
Phoenix, AZ 85003
Via email to: ddelatorre@azbar.org

Office of the Yavapai County Attorney

255 E. Gurley Street, Suite 300

Prescott, AZ 86301

Phone: (928) 771-3344 Facsimile: (928) 771-3110

1 Melody G. Harmon
Attorney for victim
2 Katie DeMocker
210 S. 4th Ave., Suite 220
3 Phoenix, AZ 85003
4 Via email to mharmonlaw@gmail.com

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